TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

In re Application of	:	**Ruediger JAUTELAT et al.**
Application No.	:	**10/089,620**
Filed	:	**July 24, 2002**
For	:	**DEVICE AND METHOD OF CONTROLLING A DRIVE UNIT**

The owner, **ROBERT BOSCH GmbH**, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,516,265. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent No. 6,516,265, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

By: _PJM 35,952_

___7/1/04___
Date

___Signature___

Richard L. Mayer (Reg. No. 22,490)
Typed or printed name

[X] Terminal disclaimer fee under 37 CFR 1.20(d) included.
[X] PTO suggested wording for terminal disclaimer was

[X] unchanged, [ ] changed (if changed, an explanation should be supplied).

RECEIVED

JUL 1 5 2004

TECHNOLOGY CENTER R3700

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2001

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)	SMALL ENTITY TYPE ☐		OR	OTHER THAN SMALL ENTITY	
			RATE	FEE		RATE	FEE
TOTAL CLAIMS			BASIC FEE		OR	BASIC FEE	890
FOR	NUMBER FILED	NUMBER EXTRA					
TOTAL CHARGEABLE CLAIMS	8 minus 20=	*	X$ 9=		OR	X$18=	
INDEPENDENT CLAIMS	3 minus 3 =	*	X42=		OR	X84=	
MULTIPLE DEPENDENT CLAIM PRESENT		☐	+140=		OR	+280=	
			TOTAL		OR	TOTAL	890

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

		(Column 1)		(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI-TIONAL FEE		RATE	ADDI-TIONAL FEE
AMENDMENT A	Total	* 17	Minus	** 20	=	X$ 9=		OR	X$18=	
	Independent	* 3	Minus	*** 3	=	X42=		OR	X84=	
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+140=		OR	+280=	
						TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

Best Available Copy

		(Column 1)		(Column 2)	(Column 3)	RATE	ADDI-TIONAL FEE		RATE	ADDI-TIONAL FEE
		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA					
AMENDMENT B	Total	* 17	Minus	** 20	=	X$ 9=		OR	X$18=	
	Independent	* 3	Minus	*** 3	=	X42=		OR	X84=	
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+140=		OR	+280=	
						TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

		(Column 1)		(Column 2)	(Column 3)	RATE	ADDI-TIONAL FEE		RATE	ADDI-TIONAL FEE
		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA					
AMENDMENT C	Total	* 15	Minus	** 20	=	X$ 9=		OR	X$18=	
	Independent	* 3	Minus	*** 3	=	X42=		OR	X84=	
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+140=		OR	+280=	
						TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE